FILED CLERK, U.S. DISTRICT COURT APR 1 5 2024 1 2 3 4 5 6 7 8 IN THE UNITED STATES DISTRICT COURT 9 FOR THE CENTRAL DISTRICT OF CALIFORNIA 10 11 12 Case No. 2:24-MJ-02186-DUTY UNITED STATES OF AMERICA, 13 Plaintiff, ORDER OF DETENTION 14 v. 15 DIEGO AGUILAR CEJA, 16 Defendant. 17 18 I. 19 The Court conducted a detention hearing: 20 On motion of the Government [18 U.S.C. § 3142(f)(1)] in a case: 21 allegedly involving: 22 () a crime of violence. 23 () an offense with a maximum sentence of life imprisonment or 24 death. 25 () a narcotics or controlled substance offense with the maximum 26 sentence of ten or more years. 27

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1	() any felony - where defendant convicted of two or more prior
2	offenses described above.
3	() any felony that is not otherwise a crime of violence that involves a
4	minor victim, or possession of a firearm or destructive device or any
5	other dangerous weapon, or a failure to register under 18 U.S.C.
6	§ 2250.
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8	⊠ On motion by the Government or on the Court's own motion
9	[18 U.S.C. § 3142(f)(2)] in a case allegedly involving, on further allegation by the
10	Government of:
11	(x) a serious risk that defendant will flee.
12	() a serious risk that the defendant will () obstruct or attempt to
13	obstruct justice; () threaten, injure or intimidate a prospective witness
14	or juror, or attempt to do so.
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16	☐ The Court concludes that the Government is entitled to a rebuttable
17	presumption that no condition or combination of conditions will reasonably assure
18	the defendant's appearance as required and the safety or any person or the
19	community [18 U.S.C. § 3142(e)(2)].
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21	II.
22	☐ The Court finds that no condition or combination of conditions will
23	reasonably assure: the appearance of the defendant as required.
24	☑ the safety of any person or the community.
25	☐ The Court finds that the defendant has not rebutted by sufficient evidence
26	to the contrary the presumption provided by statute.
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III.

The Court has considered: (a) the nature and circumstances of the offense(s) charged, including whether the offense is a crime of violence, a Federal crime of terrorism, or involves a minor victim or a controlled substance, firearm, explosive, or destructive device; (b) the weight of evidence against the defendant; (c) the history and characteristics of the defendant; and (d) the nature and seriousness of the danger to any person or the community. [18 U.S.C. § 3142(g)] The Court also considered all the evidence adduced at the hearing and the arguments, the arguments of counsel, and the report and recommendation of the U.S. Pretrial Services Agency.

IV.

The Court bases its conclusions on the following:

 \boxtimes As to risk of non-appearance:

Unverified background; no available bail resources; no stable employment or residence; no legal immigration status and prior removals

 \boxtimes As to danger to the community:

Nature of allegations; criminal history; history of drug use

V.

1	☐ The Court finds a serious risk that the defendant will
2	□ obstruct or attempt to obstruct justice.
3	threaten, injure or intimidate a prospective witness or juror, or
4	attempt to do so.
5	The Court bases its conclusions on the following:
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7	VI.
8	IT IS THEREFORE ORDERED that the defendant be detained until trial.
9	The defendant will be committed to the custody of the Attorney General for
10	confinement in a corrections facility separate, to the extent practicable, from
11	persons awaiting or serving sentences or being held in custody pending appeal.
12	The defendant will be afforded reasonable opportunity for private consultation
13	with counsel. On order of a Court of the United States or on request of any
14	attorney for the Government, the person in charge of the corrections facility in
15	which defendant is confined will deliver the defendant to a United States Marshal
16	for the purpose of an appearance in connection with a court proceeding.
17	[18 U.S.C. § 3142(i)]
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Rosella & O	Dated: April 15, 2024 Rozella a. Oli
20	Dated: April 15, 2024 HON. ROZELLA A. OLIVER
21	UNITED STATES MAGISTRATE JUDGE
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